



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:) Confirmation No. 6262
Albert L. DONALDSON)
Serial No.: 09/548,322) Group Art Unit: 2142
Filed: April 12, 2000) Examiner: Jason Cardone
) Atty. Dkt. No.: 110768.00102
)

For: METHOD AND APPARATUS FOR FILTERING JUNK ELECTRONIC MESSAGES
HAVING A WHITELIST DATABASE AND A QUARANTINING MECHANISM

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated December 2, 2004 (Paper No. 16), Applicant elects the claims of group V. Applicant submits that the claims of group VIII should be examined with group V. Both groups V and VIII are properly classified in class 709, subclass 244. Subclass 206 falls under the computer conferencing subclass 204, and the claims of group V do not address computer conferencing.

As a means of complying with the duty of disclosure under 37 C.F.R. §1.56, and in accordance with 37 C.F.R. §§1.97 and 1.98, Applicant, identifies (amongst the cited prior art) the Harker publication and the Leeds patent as "relevant" to the elected claims. However, this statement of "relevance" shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material or relevant to patentability, or that no other material information exists, or that the material otherwise qualifies as prior art under 35 U.S.C. §102, or that Applicant has reviewed all the prior

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art cited in this application. This statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

In the event there are any questions relating to this Amendment or to the application in general, it would be appreciated if the Examiner would telephone the undersigned attorney concerning such questions so that the prosecution of this application may be expedited.

Please charge any shortage or credit any overpayment of fees to BLANK ROME LLP, Deposit Account No. 23-2185 (110768.00102). In the event that a petition for an extension of time is required to be submitted herewith and in the event that a separate petition does not accompany this response, Applicant hereby petitions under 37 CFR 1.136(a) for an extension of time for as many months as are required to render this submission timely. Any fee due is authorized above.

Respectfully submitted,

BLANK ROME LLP

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Atty. Docket No.: 110763.00102
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